

**MINUTES**  
**TOWNSHIP OF PENNSAUKEN**  
**PUBLIC COMMITTEE MEETING**  
**September 2, 2021**

Pennsauken Township Public Committee Meeting was held at the Municipal Building located at 5605 N. Crescent Blvd Pennsauken, NJ 08110 on Thursday September 2, 2021.

The Meeting was called to order by Mayor DiBattista at 6:00 pm, who also called for the Salute to the Flag, to be followed by a Moment of Silence.

Mayor DiBattista announced the meeting complies with the "Senator Byron M. Baer Open Public Meetings Act".

The meeting commenced with a roll call by the Township Acting Clerk.

**PRESENT:** Committeeman Olivo, Committeeman Martinez, Committeewoman Roberts, Deputy Mayor Rafeh, and Mayor DiBattista

Also, present were Township Administrator Tim Killion, Acting Municipal Clerk Pamela Scott-Forman, Deputy Clerk Ana Matos and Solicitor Linda Galella, Esq.

There was no special request for electronic participation in the meeting.

**NOTE:** Meeting was streamed live on YouTube.

**APPROVAL OF MINUTES**

Regular meeting minutes                      August 19, 2021

Committeeman Martinez moved the motion to approve meeting minutes.

Committeeman Olivo seconded the motion.

An affirmative 5/0 voice vote was recorded.

**PROCLAMATIONS / AWARDS / MAYORAL APPOINTMENT**

Oaths of Office – Four Fire Firefighters were sworn in: Matthew Johnson, appointed 11-04-2019. Firefighter Joseph Magliari, appointed 06-22-2020; Firefighter Joseph Wysocki, appointed 06-07-2021; Firefighter Brian Gomez, appointed 06-21-2021.

**ORDINANCES: SECOND READING (PUBLIC MAY COMMENT)**

**2021:24**

AN ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF PENNSAUKEN  
CHAPTER 299 ENTITLED "VEHICLES AND TRAFFIC"

**BE IT ORDAINED** by the Mayor and Township Committee of the Township of Pennsauken, in the County of Camden, State of New Jersey, as follows:

Chapter 299-57 "Restricted Parking Zones in Front of Residences: is hereby amended to ADD the following:

1. Handicapped Parking Signs located at 2225 39<sup>th</sup> Street beginning 215 feet south from the southwest corner of Camden Avenue and 39<sup>th</sup> Street and continuing 22 feet south.

All Ordinances or parts of Ordinances inconsistent or in conflict with the provisions of this Ordinance are hereby repealed.

This Ordinance shall take effect upon due publication and final enactment as provided by law.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Olivo</i>	√		√			
<i>Martinez</i>			√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

**ORDINANCES: FIRST READING - (NO PUBLIC COMMENT)**

**2021:25**

ORDINANCE FURTHER AMENDING ORDINANCE 2021:05 OF THE TOWNSHIP OF PENNSAUKEN, COUNTY OF CAMDEN, NEW JERSEY

**BE IT ORDAINED**, by the Township Committee of the Township of Pennsauken, County of Camden, New Jersey ("Township") (not less than two-thirds of all the members thereof affirmatively concurring), pursuant to the provisions of the Local Bond Law, Chapter 169 of the Laws of 1960 of the State of New Jersey, as amended and supplemented ("Local Bond Law"), as follows:

**Section 1.** Section 7 of Bond Ordinance 2021:05 heretofore duly adopted by the Township Committee on February 18, 2021, and as previously amended, is hereby further amended to re-appropriate \$105,000 from line item (H) to line item (K), to provide as follows:

Storm Drainage Improvements, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$54,000	\$2,700	\$0	\$51,300	40 years
Concrete Repairs and Improvements for Various Sidewalks, Curbs, and other Structures in the Township, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	72,200	3,610	0	68,590	5 years

Repaving of Camden Avenue, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$65,000	\$3,250	\$0	\$61,750	10 years
Reconstruction and Repaving of John Tipton Boulevard as part of the New Jersey Department of Transportation Trust Fund Road Program, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	380,000	3,220	315,600	61,180	10 years
Reconstruction and Repaving of Melrose Avenue as part of the New Jersey Department of Transportation Trust Fund Road Program, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	405,000	3,490	335,200	66,310	10 years
Construction and Reconstruction of Various Streets and Roads in the Township as part of the Township's 2021 Road Reconstruction Program, all as more particularly described in the documentation on file in the Office of the Township Administrator and available for inspection during normal Township hours, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	503,000	25,150	0	477,850	10 years
Acquisition of various Fire Fighting Equipment, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	508,600	25,430	0	483,170	10 years
Acquisition of Equipment for Police Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	856,500	43,275	0	813,225	10 years
Improvements to Facilities and Acquisition of Equipment for Township Emergency Medical Services Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	278,000	13,900	0	264,100	5 years
Acquisition of Vehicles and related Equipment for Township Emergency Management Services Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	120,000	6,000	0	114,000	5 years
Improvements to Facilities and Acquisition of Equipment for Public Works Department, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	1,020,000	51,000	0	969,000	10 years
Improvements to Various Parks and Recreational Facilities, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	508,100	25,405	0	482,695	20 years
Improvements to Various Athletic Fields and Facilities for the Pennsauken Youth Athletic Activities Association, together with the acquisition of all materials and equipment and completion of all work necessary therefore or related thereto	34,400	1,720	0	32,680	20 years
Improvements to and Acquisition of Equipment for, the Township Country Club, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	81,300	4,065	0	77,235	10 years
Improvements to and Acquisition of Equipment for Various Public Buildings in the Township, together with the acquisition of all materials and equipment and completion of all work necessary therefor or related thereto	\$264,700	\$13,235	\$0	\$251,465	10 years
<b>Totals:</b>	<u>\$5,150,800</u>	<u>\$225,000</u>	<u>\$650,800</u>	<u>\$4,275,000</u>	

**Section 2.** The capital budget is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency therewith and the regulations promulgated by the Local Finance Board showing full detail the amended capital budget and capital improvement program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, are on file with the City Clerk and available for public inspection.

**Section 3.** All other parts of Bond Ordinance 2021:05 (as heretofore amended) not further amended hereby shall remain in full force and effect.

**Section 4.** All bonds or bond anticipation notes heretofore issued and now outstanding pursuant to Bond Ordinance 2021:05 (as heretofore amended), and any moneys expended or any expenses incurred pursuant to appropriations made by Bond Ordinance 2021:05 (as heretofore amended), if any, shall be accounted and deemed to have been issued, expended, or incurred pursuant to Bond Ordinance 2021:05 (as heretofore amended), as further amended by this Ordinance.

**Section 5.** In accordance with the applicable law, this ordinance shall take effect twenty (20) days after the first publication thereof after final passage.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Olivo</i>	√		√			
<i>Martinez</i>		√	√			
<i>Roberts</i>			√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

**RESOLUTION(s) (PUBLIC MAY COMMENT) The Following Resolution(s) will be considered individually**

**2021:240**

RESOLUTION AUTHORIZING THE TOWNSHIP OF PENNSAUKEN TO ENTER INTO AN AGREEMENT WITH THE DELAWARE VALLEY REGIONAL PLANNING COMMISSION (DVRPC) FOR DESIGN ENGINEERING SERVICES FOR CONSTRUCTION OF A NEW MULTI – USE TRAIL FOR BRIDGE OVER US ROUTE # 130.

**WHEREAS**, the Delaware Valley regional Planning Commission (DVRPC) has awarded Pennsauken Township \$175,000.00 through the William Penn Foundation; and

**WHEREAS**, these funds will be used for the design engineering services for construction of a multi -use Trail for Bridge over US Route #130 over a former railroad right -of-way along Chestnut Avenue connecting the existing Euclid Avenue and 32<sup>nd</sup> Street trail ends points.

**NOW, THEREFORE, BE IT RESOVED**, that the Township Committee of the Township of Pennsauken, County of Camden, and State of New Jersey formally approved the Foundation Award for the above stated project.

**BE IT, FURTHER RESOLVED**, that the Township Administrator and Clerk are hereby authorized to sign the award agreements on behalf of the Township of Pennsauken and that

their signature constitutes acceptance of the terms and conditions of the award agreement and approves the execution of the award agreement.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Olivo</i>	√		√			
<i>Martinez</i>		√	√			
<i>Roberts</i>			√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

**2021:241**

RESOLUTION GRANTING A PERSON-TO-PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE # 0427-33-028-009 FROM ANTONIO CAROLLO TO VIP LUX LOUNGE, LLC

**WHEREAS**, VIP Lux Lounge, LLC (the “Applicant”) has applied for a Person-to-Person transfer of Plenary Retail Consumption License 0427-33-028-009 now held by Antonio Carollo and is inactive; and

**WHEREAS**, consent to transfer has been received from the current owner together with the proper application fees and an Affidavit of Qualification for Ownership has been completed by the transferee and background checks have been completed by the Pennsauken Police Department for the principal(s) of the transferee, VIP Lux Lounge, LLC; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Pennsauken, in the County of Camden and State of New Jersey, that Plenary Retail Consumption License, License # 0427-33-028-009 be transferred to VIP Lux Lounge, LLC effective September 2, 2021.

**BE IT FURTHER RESOLVED**, upon finding a location a Place-to Place transfer approval will be needed prior to opening and activation of the license.

**BE IT FURTHER RESOLVED**, that a certified copy of this Resolution will be forwarded by the Township Clerk to VIP Lux Lounge, LLC, Chief Phil Olivo, of the Pennsauken Police Department and to the Attorney General’s office Division of Alcoholic Beverage Control.

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Olivo</i>			√			
<i>Martinez</i>			√			
<i>Roberts</i>		√	√			
<i>Rafeh</i>	√		√			
<i>DiBattista</i>			√			

No Public Wished To Comment

**2021:242**

RESOLUTION RESCINDING LIEN ON 1941 SPRINGFIELD AVENUE APPROVED PREVIOUSLY ON RESOLUTION 2020:315.

**WHEREAS**, the Township Committee passed resolution number 2020:315 for the grass cutting lien on December 17, 2020; and

**WHEREAS**, the payment was made prior to the passing of the resolution, while the property was not removed from the list in time; and

**WHEREAS**, the correction has been rectified and acknowledged all payments had been received prior to the passing of the resolution.

**BE IT RESOLVED**, by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey approves of the removal of 1941 Springfield Avenue from the lien resolution 2020:315.

**2021:243**

RESOLUTION RESCINDING LIEN ON 3706 SCHLEICHER AVENUE APPROVED PREVIOUSLY ON RESOLUTION 2021:238.

**WHEREAS**, the Township Committee passed resolution number 2021:238 for a grass cutting lien on August 19, 2021; and

**WHEREAS**, the payment was made prior to the passing of the resolution, while the property was not removed from the list in time; and

**WHEREAS**, the correction has been rectified and acknowledged all payments have been received prior to the passing of the resolution.

**BE IT RESOLVED**, by the Township Committee of the Township of Pennsauken, County of Camden, State of New Jersey approves of the removal of 3706 Schleicher Avenue from the lien resolution 2021:238

**2021:244**

A RESOLUTION AUTHORIZING 2021 ELECTRONIC TAX SALE

**WHEREAS**, NJSA 54:5-191.1 authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Government Services, and

**WHEREAS**, the Director of the Division of Local Government Services has promulgated rules and regulations for electronic tax sales, and

**WHEREAS**, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process, and

**WHEREAS**, the Township of Pennsauken wishes to participate in an electronic tax sale for 2021 and prior year delinquencies.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Pennsauken, New Jersey, that the Tax Collector is hereby authorized to conduct an electronic tax sale.

**BE IT FURTHER RESOLVED**, a certified copy of this resolution is forwarded to the Township of

Pennsauken Tax Collector and Chief Financial Officer by the Township Clerk.

**2021:245**

A RESOLUTION AUTHORIZING A FEE FOR MAILING TAX SALE NOTICES

**WHEREAS**, NJSA 54:5-191.1 authorizes electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Government Services, and

**WHEREAS**, the rules and regulations allow the municipality to send two (2) notices of tax sale to all properties included in said sale; and

**WHEREAS**, the rules and regulations allow said municipality to charge a fee up to \$25.00 per notice for the creation, printing and mailing of said notice, and

**WHEREAS**, in an effort to more fairly assign greater fiscal responsibility to the delinquent taxpayers, the Township of Pennsauken wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

**NOW, THEREFORE, BE IT RESOLVED**, by the governing body of the Township of Pennsauken, New Jersey, that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2021 electronic tax sale.

**BE IT FURTHER RESOLVED**, That a certified copy of this resolution is forwarded to the Township of Pennsauken Tax Collector and Chief Financial Officer by the Township Clerk.

**2021:246**

RESOLUTION AUTHORIZING REFUND OF PENNSAUKEN TOWNSHIP ZONING BOARD FEE IN THE AMOUNT OF \$ 500.00

**BE IT RESOLVED** by the Township Committee of the Pennsauken, in the County of Camden and State of New Jersey, that the Township Administrator is hereby authorized to approve refund of a Zoning Board application fee paid in the amount of Five Hundred Dollars (\$ 500.00) to Almar Dyer for a use variance application that was not pursued for the proposed Stix Cigar Vault and Lounge.

**BE I FURTHER RESOLVED** that a certified copy of this Resolution forwarded by the Township Clerk to the Township Administrator, Chief Financial Officer and Mr. Almar Dyer

**2021:247**

RESOLUTION FOR UNPAID MUNICIPAL CHARGES FOR GRASSCUTTING (2021); AND ESTABLISH A FINAL BILLING; IMPOSE MUNICIPAL ASSESSMENTS; ENFORCE THROUGH TAX SALE; AND IMPOSE MUNICIPAL LIENS.

**WHEREAS**, The Township of Pennsauken has incurred an expense in the year(s) 2021 against various properties within the Township for failure of the property owner to comply with Municipal Ordinances concerning the condition of their property, and;

**WHEREAS**, The Township is empowered under N.J.S.A. 40:48-2.13; N.J.S.A. 40:48-2.14; AND, N.J.S.A. 40:48-2.5(F)(2), to impose a Lien for the recovery of those monies expended by the Municipality.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of

Pennsauken, in the County of Camden, State of New Jersey, that the attached list of properties designated by Block and Lot number, the owner of record and mailing address of record. The amount listed constitutes a demand by the Township for payment by the property owner for the cost incurred by the Municipality.

**BE IT FURTHER RESOLVED**, if payment for the Municipal assessment is not received in full to the Township of Pennsauken, C/O Danielle Lippincott, Tax Collector, 5605 North Crescent Boulevard, Pennsauken, New Jersey 08110 that the Municipal Assessment will be enforced by Tax Sale, becoming a Municipal Lien in accordance with New Jersey State Statute.

**BE IT FURTHER RESOLVED**, certified copies of this resolution will be forwarded to the Tax Collector and the Chief Financial Officer by the Township Clerk

Motion To Adopt:

Name	Motion	Second	Aye	Nay	Abstain	Absent
<i>Olivo</i>			√			
<i>Martinez</i>		√	√			
<i>Roberts</i>	√		√			
<i>Rafeh</i>			√			
<i>DiBattista</i>			√			

No Public Wished To Comment

**PUBLIC COMMENT – NONE**

Committeewoman Roberts moved the motion to close public hearing.  
 Committeeman Olivo seconded the motion.  
 An affirmative 5/0 voice vote was recorded.

**COMMITTEE COMMENTS**

**Mayor DiBattista**

- Our vaccination numbers are a lot better. We can do better, and we must continue to work together.
- Storm Ida hit our neighboring area hard. We were extremely lucky that it didn't cause any mayor damages, and everyone was safe.
- Our thoughts and prayers for everyone dealing with Covid-19 and the residuals from the storm.

**Deputy Mayor Rafeh**

- Thank you to all the first responders through this scary storm.
- 9-11 Flag Ceremony will be September 10<sup>th</sup> at 11:45pm.
- Saturday September 11<sup>th</sup> we will have a Remembrance ceremony at 9:11am.
- September 29 will be our annual Bike & Car Show on Maple Ave.
- October 16<sup>th</sup> we will have a Harvest event and we will have more information

**Committeewoman Roberts**

- Prayers to everyone affected with Covid-19 and Ida.
- Please continue to stay safe.
- Enjoy your weekend.

**Committeeman Martinez**

- Thank you to all the first responders for making sure everyone was safe.
- Please make sure streets are safe before traveling. Stay safe and enjoy your weekend.

**Committeeman Olivo**

- Everyone is in our prayers. Please stay safe.
- Thank you to Public Works for keeping our streets clean.

**ADJOURNMENT**

Committeewoman Roberts moved the motion to Adjourn.

Committeeman Olivo seconded the motion.

An affirmative 5/0 voice vote was recorded.

**TIME:** 6:29 pm.

**Respectfully Submitted,**

Deputy Clerk, Ana Matos

ADOPTED: September 16, 2021